

Attorney Docket No. 31960.0104

## Patent

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re application of: **PEMBERTON, ET AL.**

Serial No.: 10/734,461

Filing Date: December 12, 2003

**Title: METHOD AND DEVICE FOR PREVENTING PETS FROM CLAWING HOME FURNISHINGS**

MS PETITION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**CERTIFICATE OF MAILING**

The undersigned hereby certifies that the following documents:

1. Petition to Make Special;
2. Statement of Applicant;
3. Check in the amount of \$130.00;
4. Transmittal letter (in duplicate);
5. Certificate of Mailing; and
6. A postcard receipt.

relating to the above application, were deposited as First Class Mail with the United States Postal Service, addressed to MS PETITION, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on November 10, 2004.

## Mailer

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: PEMBERTON ET AL.

Serial No.: 10/734,461

Filed: December 12, 2003

For: METHOD AND DEVICE FOR PREVENTING  
PETS FROM CLAWING HOME FURNISHINGS

Mail Stop PETITION  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**PETITION TO MAKE SPECIAL**

Sir:

Applicant respectfully requests that the instant application be advanced out of turn for examination and further action. The Petition fee of \$130 is enclosed herewith. The Commissioner is authorized to charge any underpayment of fees in connection with this Petition, or to credit any overpayment, to Deposit Account No. 50-2225.

Accompanying this Petition as Exhibit A is a statement by Applicant to the effect that (1) there is an infringing device actually on the market and method in use; (2) a rigid comparison of the alleged infringing device and method with the claims of the application has been made and that, in Applicant's opinion, some of the claims are unquestionably infringed; and (3) Applicant has caused to be made a careful and thorough search of prior art by a professional search service and has a good knowledge of the pertinent prior art.

Applicant has attached one copy of each of the references deemed most closely related to the subject matter encompassed by the claims.

If additional information is needed, a telephone call to the below-signed attorney would

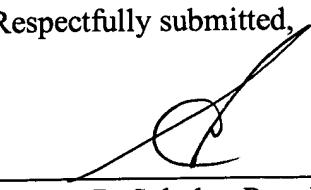
be greatly appreciated.

11/16/2004 YPOLITE1 00000072 10734461

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130.00 OP

Respectfully submitted,

  
George R. Schultz, Reg. No. 35,674

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Date: NOV 8 2021

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Bonnie M. Pemberton, et al.

Serial No.: 10/734,461

Filed: December 12, 2003

For:  METHOD AND DEVICE FOR PREVENTING  
PETS FROM CLAWING HOME FURNISHINGS

Examiner: Not yet known

Group Art Unit: 1733

**STATEMENT OF APPLICANT**

1. A device is actually on the market and method in use which infringe the claims of the above-noted pending application.

2. A rigid comparison of the alleged infringing device and method with the claims of the application has been made and, in Applicant's opinion, some of the claims are unquestionably infringed.

3. Applicant has caused to be made a careful and thorough search of prior art by a professional search service and has a good knowledge of the pertinent prior art.

4. Applicant has attached a copy of each of the references deemed most closely related to the subject matter encompassed by the claims.

Date: 11/3/04

By 

Ms. Bonnie Pemberton  
President  
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